

UNITED STATES DEPARTMENT OF AGRICULTURE

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BEFORE THE SECRETARY OF AGRICULTURE

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In re:	)	AWA Docket No. 04-0002
	)	
PANGAEA PRODUCTIONS, INC., a Florida	)	
corporation; CORINNE A. OLTZ, an individual;	)	
and RAFAEL LAYZEGUILLA, an individual	)	
doing business as SPECIAL EVENTS	)	
PRODUCTIONS, a sole proprietorship or	)	CONSENT DECISION AS
unincorporated association,	)	TO CORINNE A. OLTZ
	)	AND PANGAEA
Respondents.	)	PRODUCTIONS, INC.

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(the "Act"), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondents willfully violated the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

Respondents Corinne A. Oltz and Pangaea Productions, Inc., admit certain of the allegations in the complaint as set forth herein as findings of fact and conclusions of law, waive oral hearing and further procedure, and consent and agree, for the purpose of settling this proceeding, to the entry of this decision. The complainant agrees to the entry of this decision.

Findings of Fact

1. Respondent Pangaea Productions, Inc., is a Florida corporation whose registered agent for service of process is Corinne Alane Oltz, 10495 S.W. 60<sup>th</sup> Street, Miami, Florida 33173. At all times mentioned herein, said respondent was operating as an exhibitor, as that term is defined in the Act and the Regulations, and held Animal Welfare Act license number 58-C-0464.

2. Respondent Corinne Oltz ("Oltz"), is an individual whose address is 10495 S.W. 60<sup>th</sup> Street, Miami, Florida 33173. At all times mentioned herein, respondent Oltz was also a principal, director, officer and agent of respondent Pangaea Productions, Inc., and the acts, omissions, and failures to act by respondent Oltz alleged herein were within the scope of said respondent's office, and are deemed to be the acts, omissions and failures of respondent Pangaea Productions, Inc., as well as of respondent Oltz, for the purpose of construing or enforcing the provisions of the Act.

3. On December 8, 2001, respondents Pangaea Productions, Inc., and Oltz failed to handle a leopard (China) as carefully as possible in a manner that does not cause trauma, physical harm, behavioral stress and unnecessary discomfort.

4. On December 8, 2001, respondents Pangaea Productions, Inc., and Oltz failed to handle a lemur (Charlie) as carefully as possible in a manner that does not cause behavioral stress and unnecessary discomfort.

5. On December 8, 2001, respondents Pangaea Productions, Inc., and Oltz failed to handle a leopard (China) and a lemur (Charlie) during public exhibition so there was minimal risk of harm to the animals and to the public, with sufficient distance and/or barriers between the animals and the general viewing public so as to assure the safety of the animals and the public.

6. On December 8, 2001, respondents Pangaea Productions, Inc., and Oltz exhibited a leopard (China) and a lemur (Charlie) for periods of time and under conditions that were inconsistent with the animals' good health and well being.

#### Conclusions of Law

1. On December 8, 2001, respondents Pangaea Productions, Inc., and Oltz failed to handle a leopard (China) as carefully as possible in a manner that does not cause trauma, physical

harm, behavioral stress, and unnecessary discomfort, in willful violation of section 2.131(a)(1) of the Regulations. 9 C.F.R. § 2.131(a)(1).

2. On December 8, 2001, respondents Pangaea Productions, Inc., and Oltz failed to handle a lemur (Charlie) as carefully as possible in a manner that does not cause unnecessary discomfort and behavioral stress, in willful violation of section 2.131(a)(1) of the Regulations. 9 C.F.R. § 2.131(a)(1).

3. On December 8, 2001, respondents Pangaea Productions, Inc., and Oltz failed to handle a leopard (China) and a lemur (Charlie) during public exhibition so there was minimal risk of harm to the animals and to the public, with sufficient distance and/or barriers between the animals and the general viewing public so as to assure the safety of the animals and the public, in willful violation of section 2.131(b)(1) of the Regulations. 9 C.F.R. § 2.131(b)(1).

4. On December 8, 2001, respondents Pangaea Productions, Inc., and Oltz exhibited a leopard (China) and a lemur (Charlie) for periods of time and under conditions that were inconsistent with the animals' good health and well being, in willful violation of section 2.131(c)(3) of the Regulations. 9 C.F.R. § 2.131(c)(3).

5. The respondents having admitted the allegations in the complaint, as set forth herein as findings of fact and conclusions of law, and the parties having agreed to the entry of this decision, such decision will be entered.

Order

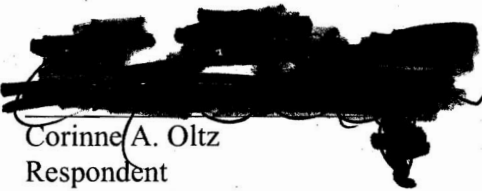
1. Respondents Corinne A. Oltz and Pangaea Productions, Inc., their agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the regulations and standards issued thereunder.


2. Respondents Corinne A. Oltz and Pangaea Productions, Inc., are jointly and severally assessed a civil penalty of \$5,000, which shall be paid by certified check or money order made payable to the Treasurer of the United States.

The provisions of this order shall become effective immediately. Copies of this decision shall be served upon the parties.

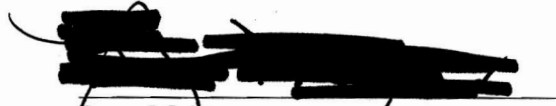
PANGAEA PRODUCTIONS, INC.  
a Florida corporation  
Respondent

By CORINNE OLTZ  
Its PRESIDENT

  
Corinne A. Oltz  
Respondent

  
Colleen A. Carroll  
Attorney for Complainant

Done at Washington, D.C.  
this 5<sup>th</sup> day of January, 2006

  
Peter M. Davenport  
Administrative Law Judge